

### Expenses not covered

- Property damage or property loss
- Expenses related to attending the trial (mileage, parking, lodging, etc.)
- Household living expenses
- Moving expenses
- Pain and suffering; emotional distress, loss of consortium

### Appeal of a denied claim

An appeal may be filed in the Franklin Circuit Court.

### Sexual Assault Examination Program

The Crime Victims Compensation Board makes payments directly to those who conduct sexual assault examinations, i.e., doctors, hospitals and Sexual Assault Nurse Examiners (SANEs). State law prohibits the billing of patients solely for this expense. The program is set up to allow the provider to bill the program directly.

*The Crime Victims Compensation Board is under the Public Protection Cabinet of the Commonwealth of Kentucky. The Cabinet provides accommodations necessary to afford an individual with a disability an equal opportunity to participate in all services, programs and activities. To request material in an alternative format, please call (502) 573-2290.*

***This brochure is also available in Spanish.***



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## KRS 346

*The Crime Victims Compensation Fund exists to assist "those needy persons who are victims of criminal acts and who suffer bodily or psychological injury or death as a consequence....To that end, it is the General Assembly's intent that aid, care and support be provided by the state, as a matter of grace, for such victims of crime."*



**As a matter of grace...**

c r i m e v i c t i m s  
c o m p e n s a t i o n f u n d

130 Brighton Park Blvd.  
Frankfort, KY 40601

Phone: 502-573-2290  
Fax: 502-573-4817  
cvcb.ky.gov

*This pamphlet is only a summary of the statutory provisions applicable to the Crime Victims Compensation Board/Fund and is not in itself binding to the Board. For the actual provision and rules, please refer to KRS Chapter 346.*

Financial Assistance for Innocent  
Victims of Violent Crime

# Crime Victims Compensation



130 Brighton Park Blvd.  
Frankfort, KY 40601  
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502-573-2290  
cvcb.ky.gov

# Crime Victims Compensation

The Crimes Victims Compensation Board (CVCB) is a state agency that administers the Crime Victims Compensation Fund and considers payment of or reimbursement for expenses related to crimes occurring in Kentucky. The Board is not part of the criminal prosecution, not involved in criminal police investigations, nor do they provide victim advocates.

## Requirements for compensation

- Claimant must be an innocent victim of a crime or some conduct that could be charged (conviction not required) as a crime, or a third party who is required to pay for the victim's crime-related bills, and have no other means of payment.
- Incident must be reported to law enforcement within 48 hours; if not reported within the required time, a justifiable reason must be provided.
- Claimant must cooperate with law enforcement and the prosecution (testify and/or provide whatever truthful information required to prosecute the alleged offender).
- Claimant must provide a social security number or other government-issued ID



## Filing a claim

- Claim forms may be obtained from the CVCB office, or by downloading from its Web site. [www.cvcb.ky.gov](http://www.cvcb.ky.gov)
- Upon submission, claim forms are reviewed to determine whether all necessary information is included.
- If the claim is incomplete, the claimant will be notified to provide the requested additional information / documentation.
- The claim is assigned to staff for review, gathering pertinent information and to verify what has been requested and submitted.
- The claim is assigned to a board member, who will make a recommendation to the full Board to either deny or award.
- Claimant is notified of recommendation and given 15 days to register a disagreement with the recommendation.
- Board renders a final decision
- Claimant receives a copy of the final order.



## Reduction of benefits

The CVCB is the payor of last resort, and will reduce awards by amounts already received or to be received from other sources, e.g., Insurance, settlement of a lawsuit, Medicaid/Medicare, Worker's Comp, Social Security, and / or restitution.

## Exceptions

Injuries resulting from an automobile accident are not eligible for consideration unless it can be determined that the driver causing the accident did so intentionally or violated DUI laws.

## Payment Process

The CVCB pays providers directly on behalf of the claimant for actual expenses owed that are related to the crime, and can consider reimbursement to the claimant for out-of-pocket expenses. The maximum award per victim cannot exceed \$25,000; the maximum amount to be considered for funeral/burial expenses cannot exceed \$5,000. The time required for processing claims varies greatly upon the cooperativeness of the claimant, the receipt of requested information and documentation, the complexity of issues related to the crime, issues resulting from the criminal trial and / or the board's caseload.

The CVCB can consider additional bills after an initial claim has been filed. Depending on the caseload, it may take longer for payment of new expenses.

## Allowable expenses related to crime

- Medical expenses
- Mental health counseling for up to 2 years
- Eyeglasses or corrective lenses
- Loss of earning, not to exceed \$150 per week (must be employed during time of incident and have actual loss of earnings)
- Loss of financial support of the injured or deceased victim, not to exceed \$150 per week
- Attorney fees incurred for filing the claim only. Any fees are paid out of, not in addition to, the award and may not exceed 15 percent of the award.